

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

Thomas Daniel Veitch
Full name and prison number
of plaintiff(s)

v.

Cpl D.K. Corkran

Montgomery Police Chief Art Baylor

Montgomery City Police Dept.

Name of person(s) who violated
your constitutional rights.
(List the names of all the
persons.)

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES () NO (☒)
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES () NO (☒)
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) N/A

Defendant(s) N/A

2. Court (if federal court, name the district; if state court, name the county) N/A

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DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA

CIVIL ACTION NO. 2:08-CV-43-MEF
(To be supplied by Clerk of
U.S. District Court)

3. Docket number N/A
4. Name of judge to whom case was assigned N/A
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) N/A
6. Approximate date of filing lawsuit N/A
7. Approximate date of disposition N/A

II. PLACE OF PRESENT CONFINEMENT Ventress Correctional Facility
PO Box 767 Clayton Alabama 36016

PLACE OF INSTITUTION WHERE INCIDENT OCCURRED Fairground rd.
Montgomery Alabama

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME	ADDRESS
1. <u>Cpl. O.L. Cookran 2nd shift patrol</u>	<u>320 N Ripley st Montgomery AL.</u>
2. <u>Chief of Police Art Baylor</u>	<u>320 N. Ripley st Montgomery AL.</u>
3. <u>City of Montgomery Police Dept.</u>	<u>320 N Ripley st Montgomery AL.</u>
4. _____	_____
5. _____	_____
6. _____	_____

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED _____
Oct. 26 2006

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: my rights to protection under the 8th amendment
to the Constitution against cruel and unusual punishment were Violated.

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

On Oct 26 2006 at about 9:00 pm above named defendants did commit assault upon plaintiff where defendant cpl D.K. Corkran did intentionally willfully, maliciously, and unlawfully kick plaintiff while plaintiff was lying face down, handcuffed, fracturing 2 ribs on right side in an angry manner under circumstances which created in the mind of the plaintiff fear of imminent harm,

GROUND TWO: My rights to protection under the 14th amendment to equal protection under the law were violated.

SUPPORTING FACTS: Where knowingly using excessive force in detaining arrestee after lawful arrest by the actions of arresting officer Cpl D.K. Corkran 2nd shift patrol was not only grossly disproportionate and without justification, deliberate indifference was shown. Unconvicted detainees rights are at least as great as those of convicted prisoners protected by the 8th amendment

GROUND THREE: My rights under the 8th and 14th amendment were violated by proxy as supervisor and organization

SUPPORTING FACTS: That Chief Art Baylor and Montgomery Police Dept as Supervisor and organization failed to protect my constitutional rights by allowing this violation without punishment of Cpl Corkran for his illegal assault on my person. It was witnessed by several patrol officers and Detective B.E Thornell-064 who failed to stop the assault. If they witness a crime there must be an arrest of the perpetrator. Cpl D.K Corkran was not arrested even though officers witnessed this crime.

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU. MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

I wish the court to order cpl. D.K. Corkran to pay \$350.00 in compensatory
damages for my medical bills. Also I want cpl. D.K. Corkran to pay
\$150,000.00 in punitive damages as punishment for violating my rights.

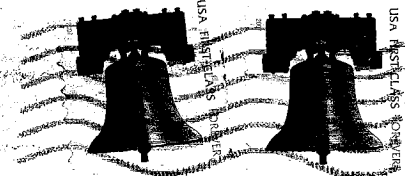
Thomas O'Veille 180586
Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on 1-12-2008
(Date)

Thomas Daniel O'Veille 180586
Signature of plaintiff(s)

NAME Thomas D Vertch AIS # 180586 DORM # B4-16A MONTGOMERY AL 361
VENTRESS CORRECTIONAL FACILITY
P. O. BOX 767
Clayton, AL 36016
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